

(D) "DEVICE" MEANS ANY INSTRUMENT OR MECHANICAL DEVICE INTENDED TO TRAP, DESTROY, CONTROL, REPEL, OR MITIGATE PESTS[, FUNGI, OR NEMATODES]].

REVISOR'S NOTE: This subsection presently appears as Art. 66C, §110A-1(f) of the Code. The last phrase is proposed for deletion as unnecessary. The present reference to "fungi or nematodes" is proposed for deletion because it is encompassed within the definition of "pest". Sec. 5-201(e) defines "pest" as any plant or animal life or virus the Secretary declares to be a pest. The only other changes made are in style.

(E) "PEST" MEANS (1) ANY INSECT, SNAIL, SLUG, RODENT, NEMATODE, FUNGUS, WEED, OR (2) ANY OTHER FORM OF TERRESTRIAL OR AQUATIC PLANT OR ANIMAL LIFE OR VIRUS, BACTERIA, OR OTHER MICRO-ORGANISM (EXCEPT VIRUSES, BACTERIA, OR OTHER MICRO-ORGANISMS ON OR IN LIVING MAN OR ANY OTHER LIVING ANIMAL) WHICH NORMALLY IS CONSIDERED TO BE A PEST OR WHICH THE SECRETARY DECLARES TO BE A PEST.

REVISOR'S NOTE: This subsection is new language suggested by the Department and derived from the definition in the official publication of the Association of American Pesticide Control Officials. This definition does not substantively change the present definition; it merely clarifies the language.

(F) "PESTICIDE" MEANS (1) ANY SUBSTANCE OR MIXTURE OF SUBSTANCES INTENDED FOR PREVENTING, DESTROYING, REPELLING, OR MITIGATING ANY PEST, (2) ANY SUBSTANCE OR MIXTURE OF SUBSTANCES INTENDED FOR USE AS A PLANT REGULATOR, DEFOLIANT, OR DESICCANT, AND (3) ANY SUBSTANCE OR MIXTURE OF SUBSTANCES INTENDED TO BE USED AS A SPRAY ADJUVANT SUCH AS A WETTING AGENT OR ADHESIVE.

REVISOR'S NOTE: This subsection is new language suggested by the Department and derived from the official publication of the Association of American Pesticide Control Operators. This definition does not substantively change the present definition; it merely clarifies the language.

(G) "PEST CONTROL CONSULTANT" MEANS ANY PERSON